

Nevada State Board of Dental Examiners

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NOTICE OF WORKSHOP AND PUBLIC HEARING FOR ADOPTION OF PROPOSED PERMANENT REGULATIONS PERTAINING TO CHAPTER 631

The Nevada State Board of Dental Examiners, 6010 S. Rainbow Blvd, A-1, Las Vegas, NV 89118 (702) 486-7044 is proposing the permanent adoption of regulations pertaining to chapter 631 of Nevada Administrative Code—Fees NAC 631.029; Revise NAC 631.030; Revise NAC 631.050; Revise NAC 631.090; Revise NAC 631.100; Expire NAC 631.120; Revise NAC 631.140; Duties of the Executive Director NAC 631.023. A workshop followed by a public hearing and adoption has been set for Thursday, March 13, 2008 at 6:00pm at the Board office located at the address noted above. The meeting will be held via videoconference at the NSBME 1105 Terminal Way, Suite 300, Reno, Nevada 89502. The purpose of the meeting is to hold a second workshop regarding changes to several regulations followed by a public hearing and adoption of the following regulation:

EXHIBIT NAC 631.039 (Amended to Add)

NAC 631.039 Application for permanent license by holder of temporary license. (NRS 631.190, 631.220, 631.272, 631.273) A person who wishes to apply for a permanent license to practice dentistry *or dental hygiene* after holding a temporary license to practice dentistry *or dental hygiene* for a minimum of 2 years pursuant to subsection 2 of NRS 631.272, NRS 631.273 must submit to the Board proof that he actively practiced dentistry *or dental hygiene* in this State during the 2 years in which he held the temporary license.

EXHIBIT NAC 631.050 (Amended to Add)

NAC 631.050 Rejection of application; reconsideration and review. (NRS 631.160, 631.190)

Amending Subsection (2)

2. If the Executive Director or Secretary-Treasurer finds that an applicant has:
 - (a) A felony conviction;
 - (b) A misdemeanor conviction;
 - (c) A malpractice judgment against him;
 - (d) A history of substance abuse;
 - (e) Been refused permission to take an examination for licensure by *this state*, any other state, or territory of the United States or the District of Columbia;
 - (f) Been denied licensure by *this state*, any other state, or territory of the United States or the District of Columbia;

(g) Had his license to practice dentistry or dental hygiene suspended, revoked or placed on probation in this State, another state or territory of the United States or the District of Columbia;

(h) Had his practice of dentistry or dental hygiene subject to mandatory supervision in this State, another state or territory of the United States or the District of Columbia; or

(i) Received a public reprimand or is currently involved in any disciplinary action concerning his license to practice dentistry or dental hygiene in this State, another state or territory of the United States or the District of Columbia,

→ the Executive Director or Secretary-Treasurer may reject the application. If rejected, the application must be returned to the applicant with the reasons for its rejection.

3. If an application is rejected pursuant to subsection 2, the applicant may furnish additional relevant information to the Executive Director or Secretary-Treasurer, and request that his application be reconsidered. If an application is rejected following reconsideration by the Executive Director or Secretary-Treasurer, the applicant may petition the Board for a review of his application at the next regularly scheduled meeting of the Board.

EXHIBIT NAC 631.190 (Amended to Add)*

Specialties. (NRS 631.190, 631.250, 631.255) The only specialties for which the Board will issue licenses are:

1. *Oral and Maxillofacial Pathology*
2. *Oral and Maxillofacial Surgery*
3. *Orthodontia*
4. *Periodontia*
5. *Prosthodontia*
6. *Pediatric dentistry*
7. *Endodontia*
8. *Public Health*
9. *Oral and Maxillofacial Radiology*

EXHIBIT NAC 631.2217 (Permanent Adoption—Amended to Add)*

Review of holder of permit; *biennial* {annual} renewal of permit. (NRS 631.190, 631.265)

2. Each general anesthesia permit and conscious sedation permit must be renewed annually or biennially, as applicable to the type of license held pursuant to NRS 631.330.

EXHIBIT NAC 631.2219 (Permanent Adoption—Amended to Add)*

Inspection and evaluation; reevaluation. (NRS 631.190, 631.265)

2. The Board will renew general anesthesia permits and conscious sedation permits annually or biennially, as applicable to the type of license held pursuant to NRS 631.330, unless the holder is informed in writing, 60 days before the date for renewal, that a reevaluation of his credentials is required. In determining whether reevaluation is necessary, the Board will consider, among other factors, complaints by patients and reports of adverse occurrences. A reevaluation will, if appropriate, include an inspection of the facility, equipment, personnel, records of patients and the procedures used by the holder, and an examination of his qualifications.

EXHIBIT NAC 631.2236 (Permanent Adoption—Amended to Add)*

Certificate of site approval: General requirements. (NRS 631.190, 631.265)

6. Each certificate of site approval issued by the Board must be renewed annually or biennially, as applicable to the type of license held pursuant to NRS 631.330.

*Workshop held January 17, 2008

Persons wishing to comment may appear at the scheduled hearing or may address their comments, data, views or arguments, in written form to: **Nevada State Board of Dental Examiners, 6010 S. Rainbow Blvd, A-1, Las Vegas, Nevada 89118, Attn: Kathleen Kelly, Executive Director; FAX number (702) 486-7046; e-mail address nsbde@nsbde.nv.gov.** Written submissions must be received by the **NEVADA STATE BOARD OF DENTAL EXAMINERS** on or before March 7th, 2008 in order to make copies available to members and the public.

A copy of this notice will be on file at the State Library, 100 Stewart Street, Carson City, Nevada for inspection by members of the public during business hours. Additional copies of the notice will be available at the office of the **Nevada State Board of Dental Examiners, 6010 S. Rainbow Blvd. A-1, Las Vegas, Nevada 89118**; and in all counties in which an office of the agency is not maintained, at the main public library, for inspection and copying by members of the public during business hours. This notice is also available on the Board website at: www.nvdentalboard.org.

This notice has been posted at the following locations:

Clark County District Health Department, 625 Shadow Lane, Las Vegas, Nevada.
Elko County Courthouse, Room 106, Elko, Nevada.
Washoe County Courthouse, 75 Court Street, Reno, Nevada.
Office of the N.S.B.D.E., 6010 S. Rainbow Blvd A-1, Las Vegas, Nevada.
Carson City Library, 900 N. Roop St., Carson City, Nevada.
Churchill County Library, 553 S. Main St., Fallon, Nevada.
Las Vegas Library, 833 Las Vegas Blvd, North, Las Vegas, Nevada.
Douglas County Library, 1625 Library Lane, Minden, Nevada.
Elko County Library, 720 Court St., Elko, Nevada.
Goldfield Public Library, Fourth & Crook St., Goldfield, Nevada.
Eureka Branch Library, 10190 Monroe St., Eureka, Nevada.
Humboldt County Library, 85 East 5th St., Winnemucca, Nevada.
Battle Mountain Branch Library, 625 Broad St., Battle Mountain, Nevada.
Lincoln County Library, 93 Main Street, Pioche, Nevada .
Lyon County Library, 20 Nevin Way, Yerington, Nevada .
Mineral County Library, First & A Street, Hawthorne, Nevada.
Tonopah Public Library, 171 Central St., Tonopah, Nevada.
Pershing County Library, 1125 Central Ave., Lovelock, Nevada.
Storey County Library, 95 South R. St., Virginia City, Nevada.
Washoe County Library, 301 S. Center St., Reno, Nevada.
White Pine County Library, 950 Campton St., Ely, Nevada.
Las Vegas Office of the State Attorney General, 555 E. Washington Ave, Las Vegas, Nevada
Carson City Office of the State Attorney General, 100 N. Carson St., Carson City, Nevada